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UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

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In re

ACME CAKE CO., INC.,

Debtor.

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Chapter 7
Case No. 10-49857-CEC

ORDER TO SHOW CAUSE
WITH TEMPORARY RESTRAINING
ORDER

Upon the annexed certification of M. David Graubard, Esq., of Kera & Graubard, dated November 9, 2010, and the exhibits annexed thereto;

LET the Petitioning Creditors herein, the Office of U.S. Trustee and all parties who have entered an appearance in this matter, show cause before this Court, 271 Cadman Plaza East, Room 529, Brooklyn, New York on November , 2010 at _____ p.m., why an order should not be made dismissing the involuntary petition filed in this matter, together with such other and further relief as may be proper; and it is further

ORDERED, that pending the hearing and determination of this Order to Show Cause, all matters in this case, including the time for the alleged debtor to answer the involuntary petition, are hereby stayed;

SUFFICIENT REASON APPEARING THEREFOR, LET service of a copy of this Order to Show Cause and the papers upon which it is based upon the firm Mark J. Friedman, P.C., counsel for the petitioning creditors; the Office of the U.S. Trustee; and all parties who have appeared in this proceeding, by electronic mail, on or before November , 2010 be deemed good and sufficient service.

Dated: Brooklyn, New York
 November , 2010

U.S.B.J.

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